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Docket Number: 008312-0306249 Chent Reference: T4MH-03S0065-1 PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

e the Application of Yasuaki Ootera

Group Art Unit: 2655

Application No.: 10/679,273

Examiner: UNKNOWN

Filed: October 7, 2003

Confirmation No.: 3134

For: OPTICAL DISK AND OPTICAL DISK APPARATUS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

JAN 0 5 2005

Pursuant to 37 CFR 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference listed on the attached PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Applicants respectfully request the Examiner return an initialed copy of the enclosed Form PTO-1449 to Applicants with the next Office communication to indicate that the reference has been considered, per MPEP § 609.

This Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits in the present application. No certification or fee is required.

The references were cited in a counterpart foreign application in the attached Japanese Communication (Office Action) dated November 9, 2004, i.e., less than three months ago. An English language version of the foreign communication is attached for the Examiner's information. Both the English translation of the Japanese Communication and the English Abstract for the reference are relied upon to satisfy the requirement of a statement of relevance for the attached reference.

Respectfully submitted,

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Date: January 5, 2005

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